

MINUTES OF THE LICENSING & GAMBLING ACTS CASEWORK SUB-COMMITTEE

Monday 3 August 2015

www.oxford.gov.uk



COUNCILLORS PRESENT: Councillors Munkonge, Fry (Chair) and Sinclair.

OFFICERS PRESENT: Julian Alison (Licensing Team Leader), Jeremy Franklin (Law and Governance) and Anna Kieca (Licensing Technical Officer)

4. APPLICATION FOR A VARIATION OF A PREMISES LICENCE: THE LODGE, PENNYFARTHING PLACE, OXFORD, OX1 1QF

This page is intentionally left blank

Notification of determination

Hearing under Sections 17 and 18 of the Act and The Licensing Act 2003
(Hearings) Regulations 2005 In respect of an application made to the Oxford City Council
for a Premises Licence

Date of hearing: **3rd August 2015**

Place: **Town Hall, Oxford**

Case No: **15/02831/PREM**

Applicant: **Mr Robert Yue Opher**

Premises: **The Lodge**

Premises address: **Pennyfarthing Place, Oxford, OX1 1QF**

Licensing Sub-committee Councillors: **James Fry (Chair), Dee Sinclair, Chewe Munkonge**

Legal Advisor: **Jeremy Franklin**

Licensing Officer: **Julian Alison**

Clerk: **Anna Kieca**

The Sub-committee heard representations from the following:-

Licensing Authority: Julian Alison (Licensing Team Leader)

Mr Alison presented the Licensing Authority's report.

Applicant: Mr Robert Yue Opher, Craig Bayliss (solicitor)

Mr Bayliss explained that the submitted application mirrored the original application made in November last year asking for 5am terminal hour. He confirmed that the applicant and management of the venue have done a lot of work to ensure the business is run smoothly and at a high professional level. They had also consulted with all previous interested parties to make sure that everyone was agreeable to the proposals and to ensure that there would be no further objections.

Mr Bayliss also drew attention to the five Temporary Event Notices the venue had held since grant of the Premises Licence. Those extended hours when the events were held had not given rise to any concerns or complaints from the Church, local residents or Thames Valley Police. Mr Bayliss stated that these events provided evidence that the premises is run professionally and that the nature of the operation does not cause any issues or concerns.

Mr Opher was questioned about the location of the smoking area and the potential for noise being generated from this area, and as to what controls were in place regarding the management of any customers queuing to gain entry to the venue and the potential that those persons may cause to noise related issues.

Mr Opher explained that the smoking area is at the front of the venue but it's limited to five persons at a time and supervised at all times by security, and that in relation to persons seeking to gain entry to the premises, that there are no customers queuing outside owing to the premises having a lobby area between two sets of doors, meaning that customers do not queue outside.

Interested Parties: Cllr Ruthi Brandt

Cllr Brandt acknowledged the improvements the applicant had made in running the venue and that it hasn't caused any issues or concerns since the grant of the Premises Licence in November last year. Cllr Brandt also confirmed that following consultation with local residents and the Church that she had no further objection, and so long as the licence was granted with all the conditions that have been put forward, her objection was satisfied.

Decision and Reasons of the Sub-Committee

1. The Sub-Committee considered all submissions, both written and oral. It also had regard to the relevant Home Office Guidance and the Council's Statement of Licensing Policy.
2. The Sub-Committee were satisfied that the Applicant had robust procedures set out in its operating schedule to promote the licensing objectives

The Application was therefore **GRANTED** as applied for.

Signed: ***Councillor James Fry***

Chair of Licensing Sub-committee

Notes:

- A. The applicant, and any responsible authority or interested party that has made representations upon the application has a right of appeal to the Magistrates' Court against this decision. If you wish to appeal you must do so within 21 days of being notified of the decision.